

Via EFS
Petitions

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Assigned to
Orthodynamics GmbH
Serial No. 09/079,618
Filed: May 15, 1998
Patent No.: 6,120,544
Issued: September 19, 2000
For: FEMUR ENDOPROSTHESIS FOR
ARTIFICAL HIP JOINT
Attorney Docket No.
688167.0004

2012NOV-5 PM 3:31
103107

**PETITION FOR ACCEPTANCE OF LATE PAYMENT OF
BALANCE DUE FOR MAINTENANCE FEE UNDER 37 C.F.R. §1.28(c)**

The third maintenance fee for the above-referenced patent were erroneously paid as a small entity. Assignee respectfully requests that the U.S. Patent and Trademark Office accept late payment of the balance due for the third maintenance fee. The circumstances for the error are as follows:

1. The application for the above patent was filed on May 15, 1998 claiming small entity status;
2. All fees paid during the prosecution of the application through issuance and the first and second maintenance fees were correctly paid at the small entity rate.
3. The above-referenced patent was assigned to a large entity company on March 31, 2010.

Adjustment date: 12/28/2012 CKHLOK
11/16/2012 MBANGURA 00000071 501017 6120544
01 FC:1599 2520.00 CR

{00457173:v1}

-1-

12/28/2012 CKHLOK 00000003 501017 6120544
01 FC:1559 2520.00 DA

Please also charge deposit account 50-1017 in the amount of \$130.00 to cover the petition fee under 37 C.F.R. §1.17(i). The Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to our Deposit Account 50-1017.

Respectfully submitted,

October 22, 2012 By: William Schwarze

(Date)

WILLIAM W. SCHWARZE

Registration No. 25,918

PANITCH SCHWARZE BELISARIO & NADEL LLP

One Commerce Square

2005 Market Street - 22nd Floor

Philadelphia, PA 19103-7086

Telephone: (215) 965-1330

Direct Dial: (215) 965-1270

Facsimile: (215) 965-1331

E-Mail: wschwarze@panitchlaw.com

WWS/DCM

7/17/01 - 5 PM:31

{00457173;v1}